IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WISCONSIN

LARRY J. BROWN,

ORDER

Petitioner,

09-cv-17-bbc

v.

SUSAN BROWN, JENNIFER DELVAUX, J. GOH, JAMES SCHAUB, TOM POLLARD, MARK WEISGERBER, TIMOTHY PIERCE, TIMOTHY DOUMA, AMY SMITH, WELCOME F. ROSE and JUDY P. SMITH,

Respondents.

In response to this court's order of February 13, 2009, petitioner has advised the court that he will dismiss this case voluntarily rather than pay the \$350 filing fee in full. (In the February 13 order, I denied petitioner's motion for reconsideration of my previous ruling that he has incurred three strikes and therefore is disqualified from proceeding <u>in forma pauperis</u> under 28 U.S.C. § 1915(g).) Therefore I will direct the clerk of court to close this case and insure that the court's financial records reflect that petitioner does not owe the \$350 filing fee. In addition, I am enclosing to petitioner his original complaint and the additional copies he submitted pursuant to his request.

ORDER

IT IS ORDERED that the clerk of court is directed to close this case and insure that the court's financial records reflect that petitioner does not owe the \$350 filing fee.

Entered this 3rd day of March, 2009.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge